

No. 337  
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IN THE  
**Supreme Court of the United States**

October Term, 1944.

INTERNATIONAL UNION OF MINE, MILL AND SMELTER  
WORKERS, LOCALS No. 15, 17, 107, 108 and 141, affiliated  
with the Congress of Industrial Organizations,  
*Petitioners,*  
against

EAGLE-PICHER MINING AND SMELTING COMPANY, a corpora-  
tion, EAGLE-PICHER LEAD COMPANY, a corporation,  
and

NATIONAL LABOR RELATIONS BOARD.

**MOTION TO PERMIT CAUSE TO BE SUBMITTED  
UPON ABBREVIATED PRINTED RECORD.**

LOUIS N. WOLF,  
SYLVAN BRUNER,

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**MOTION TO PERMIT CAUSE TO BE SUBMITTED  
UPON ABBREVIATED PRINTED RECORD.**

Petitioners pray the Court to permit them to submit this  
cause upon an abbreviated printed transcript of the record,  
for the following reasons:

1. Petitioners have filed in this Court their petition for writ of certiorari, an abbreviated printed transcript of record in the Court below, and a stipulation signed by the Petitioners and the Solicitor General of the United States on behalf of the National Labor Relations Board specifying the material to be contained in the printed transcript of the record, all of which filed papers are made a part hereof. A copy of said stipulation is also set forth on pages 348-350 of said printed transcript of the record. Said printed transcript of record contains all of the material to be printed pursuant to said stipulation.

2. John G. Madden, Esq., attorney for the Eagle-Picher Mining and Smelting Company and the Eagle-Picher Lead Company, parties herein, has refused Petitioners' request that he sign said stipulation on behalf of said parties.

3. The original transcript of record filed in the Court below is mostly typewritten and very voluminous. It includes over 13,000 typewritten pages and approximately 300 exhibits. Your Petitioners believe that said material specified in said stipulation constitutes all of the material essential to a consideration of the questions presented by said petition for writ of certiorari, pursuant to Rule 38, section 8, of this Court.

4. In addition to said printed transcript of record, Petitioners have caused the entire original typewritten transcript of record filed in the Court below, and the original Exhibits 237, 238, 239, 260, 261 and 262 therein, to be certified by the Clerk of the Court below and filed in this Court, so that the entire record in the Court below to which any reference was there made in this case is now before this Court, with full opportunity to all parties to refer to any portion thereof.

5. Petitioners' time within which to apply for a writ of certiorari to review the decision and orders of the United States Circuit Court of Appeals for the Eighth Circuit in this case expires August 15, 1944.

WHEREFORE, your Petitioners pray for an order permitting them to submit this cause upon said abbreviated printed record on file in this Court and containing the material specified in said stipulation signed by the Petitioners and the Solicitor General of the United States, and for such other relief as may be proper.

LOUIS N. WOLF  
SYLVAN BRUNER  
*Attorneys for Petitioners.*